IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.S.RADHAKRISHNAN
&
THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

WEDNESDAY, THE 23RD MAY 2007 / 2ND JYAISHTA 1929

WA. No. 1056 of 2007

AGAINST THE JUDGEMENT IN WPC.29758/2005 Dated 17/08/2006
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APPELLANTS:RESPONDENTS 1, 2 & 3
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1. STATE OF KERALA REPRESENTED BY THE SECRETARY,HIGHER EDUCATION DEPARTMENT, GOVERNMENT SECRETRIAT,THIRUVANANTHAPURAM.

2. THE DIRECTOR OF COLLEGIATE EDUCATION, THIRUVANANTHAPURAM.

3. DEPUTY DIRECTOR OF COLLEGIATE EDUCATION, KOLLAM.

BY GOVT PLEADER SRI BENNY GERVASIZ

RESPONDENTS:PETITIONER & RESPONDENT NO 4
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1. K.GOPALAKRISHNAN, PRINCIPAL (RETIRED), SREENARAYANAN COLLEGE,PUNALUR, RESIDING AT VINAYAKA,CHEMMANTHUR SOUTH, PUNALUR.

2. MANAGER, S.N.COLLEGE, KOLLAM.

THIS WRIT APPEAL HAVING COME UP FOR ADMISSION ON 23/05/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.S. RADHAKRISHNAN & ANTONY DOMINIC, JJ.

Writ Appeal No 1056 of 2007
& C.M. Appln. No 474 of 2007

Dated: 23rd May, 2007

JUDGMENT

Radhakrishnan, J.

We find no reason to condone the delay in filing the appeal. We have also perused the impugned judgment Ext. P2 was quashed by the learned single judge on the ground of violation of the principles of natural justice. No materials have been placed before us to show that the writ petitioner was heard before fastening the liability. Petition to condone the delay is therefore dismissed. Consequently the writ appeal also would stand dismissed without prejudice to the right of the Government to take appropriate steps in accordance with law.

Sd/-
K.S. RADHAKRISHNAN
Judge

Sd/-
ANTONY DOMINIC
Judge

23/05/2007
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